

DECLARATION FOR PATENT APPLICATION (37 CFR 1.63) AND POWER OF ATTORNEY

DECLARATION: As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

BALUSTER HANGAR

a specification of which [X] is attached hereto OR [] was filed on N/A as United States Application Number or PCT International Application Number N/A, and was amended on N/A.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations §1.56. I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

| (Number) | (Country) | (Date filed) | Yes | No |
|--|-----------|--|-----|----|
| I hereby claim the benefit under 35 U.S.C. §119(e) of United States application(s) listed below. | | | | |
| <u>Provisional Application Number(s):</u> <u>60/460,369</u> | | <u>Filing Date(s):</u> <u>May 6, 2003</u> | | |

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| | | |
|-----------------------------|--------------------|--|
| <u>Application Ser. No.</u> | <u>Filing Date</u> | <u>Status-Patented, Pending or Abandoned</u> |
|-----------------------------|--------------------|--|

POWER OF ATTORNEY: I hereby appoint as my attorney, with full powers of substitution and revocation, to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith:

Joseph E. Funk, PO Box 661, Londonderry, New Hampshire 03053 Reg. No. 25,974

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Solo or first Inventor's Name (first, middle if any, last) Donald Tilton

Residence Street Address: 51 Springfield Circle

City: Merrimack State: NH Zip: 03054 Country: USA Citizenship: USA

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Signature: Dan Tilton Date: May 6, 2004

Direct all correspondence to:

Name: Joseph Funk

Address: PO Box 661, Londonderry, NH 03053

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**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b)) – INDEPENDENT INVENTOR**

Docket Number (Optional)

Applicant or Patentee: _____
Application for Patent No.: _____
Filed or Issued: _____
Title: _____ **Baluster Hanger** _____

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.99 (c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- the specification file herewith with title as listed above.
 the application identified above.
 the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, granted, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under CFR 1.9 (d), or a non-profit organization under CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed, or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

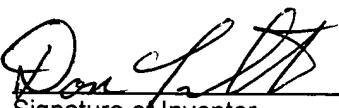
- No such person, concern, or organization exists.
 Each such person, concern, or organization is listed below.

Separate verified statements are required for each named person, concerned, or organization having writes to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge to duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fees due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, an such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Donald D. Tilton _____
Name of Inventor



Signature of Inventor

May 6, 2004 _____
Date